



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
 )  
Robert PHILLIPS et al. )  
 ) Group Art Unit: 2161  
Application No. 08/859,674 )  
 )  
Filed: May 18, 2001 )  
 )  
For: DYNAMIC PRICING SYSTEM )

RESPONSE TO THE NOTICE TO FILE MISSING PARTS OF APPLICATION

Commissioner for Patents  
Attn: **Box: Missing Parts**  
Washington, D.C. 20231

Dear Sir:

Applicants are in receipt of the Notice to File Missing Parts dated July 18, 2001, copy attached. Applicants hereby submit a substitute specification in compliance with 37 CFR §1.52. Applicants further submit herewith a Declaration/Power of Attorney identifying the above-referenced application by serial number and filing date.

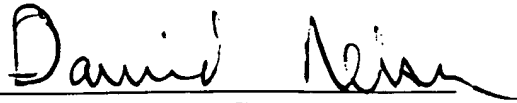
\$	710.00	Filing Fees
	130.00	Surcharge for late filing of Declaration
	486.00	Claims in excess of 20
	<u>160.00</u>	Claims in excess of 3
\$	1,486.00	Total

Also enclosed is an Assignment for recordation which is being filed concurrently herewith under separate cover along with a check for \$40.00 for the prescribed recordation fee under 37 CFR §3.41.

Please charge any deficiencies and credit any overpayment to the Deposit Account No. 50-1359 of the undersigned. A duplicate copy of this request is enclosed herewith.

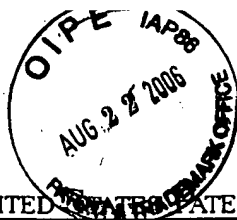
Respectfully submitted,

By:



Celine Jimenez Crowson  
Registration No. 40,357  
David D. Nelson  
Registration No. 47,818  
Attorneys for Applicant  
Hogan & Hartson, L.L.P.  
555 13th St., N.W.  
Washington, DC 20004  
Telephone: (202) 637-5497

Dated: September 18, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20230  
WWW.USPTO.GOV

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/859,674	05/18/2001	Robert Phillips	82001-0310

CONFIRMATION NO. 3354

## FORMALITIES LETTER



\*OC00000006310974\*

Celine Jimenez Crowson  
Hogan & Hartson L.L.P.  
555 13th Street, N.W.  
Washington, DC 20004

Date Mailed: 07/18/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$646.
  - \$486 for 27 total claims over 20.
  - \$160 for 2 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1486.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
  - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*

*A copy of this notice MUST be returned with the reply.*

*M. Huang*

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	)	
	)	
Robert L. PHILLIPS et al.	)	
	)	Group Art Unit: 2161
Application No. 09/859,674	)	
	)	Examiner: Not Yet Assigned
Filed: May 18, 2001	)	
	)	
For: <u>DYNAMIC PRICING SYSTEM</u>	)	

Assistant Commissioner of Patents  
U.S. Patent and Trademark Office  
Box: Applications  
Washington, D.C. 20231

**RESPONSE TO NOTICE OF INCOMPLETE REPLY (NON-PROVISIONAL)  
AND SUPPLEMENTAL RESPONSE TO THE NOTICE TO FILE MISSING  
PARTS**

Dear Sir:

Applicants are in receipt of the Notice of Incomplete Reply dated October 22, 2001, noting that a Response to the Notice to File Missing Parts of Document was filed in the patent office on September 18, 2001. This reply is hereby accompanied by a petition for a five-month extension of time under the provisions of 37 CFR §1.136(a) and accompanied by the appropriate fee as indicated in 37 CFR §1.17(a).

Enclosed herewith are the Combined Declaration and Power of Attorney documents executed by the missing inventors, Keshava P. Rangarajan and Jeremy S. Cohen.

Fee Payment:



Enclosed.

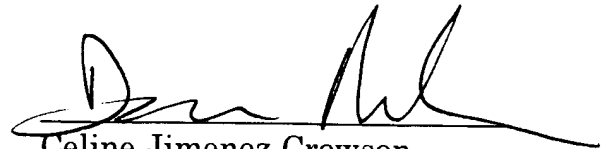
A check in the amount of **\$1,960.00** is enclosed for the Petition for a Five-Month Extension of time as set forth in 37 C.F.R. 1.17(a).

☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3)

Respectfully submitted,

Dated: February 19, 2002

By:



Celine Jimenez Crowson

Registration No. 40,357

David D. Nelson

Registration No. 47,818

Kevin G. Shaw

Registration No. 43,110

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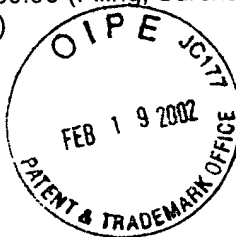
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PLEASE STAMP AND RETURN TO SHOW RECEIPT OF:

In re: Application of: Robert L. PHILLIPS et al.  
Serial / Application No.: 09/859,674  
Filing Date: May 18, 2001  
For: DYNAMIC PRICING SYSTEM

Group Art Unit: 2161  
Examiner: Not Yet Assigned

- OF INCOMPLETE REPLY (NON-PROVISIONAL)*
1. Copy of Notice ~~to File Missing Parts of Application~~
  2. Response to Notice to Incomplete Reply (Non-Provisional) and  
Supplemental Response to the Notice to File Missing Parts of Application
  3. (TWO) Combined Declaration and Power of Attorney for Patent  
Application for Keshava P. Rangarajan and Jeremy S. Cohen
  4. Petition for Five-Month Extension of Time
  5. Check # 10391 for \$1,960.00 (Filing, Surcharge, 5-Month Petition for  
Extension of Time Fees)

Date: February 19, 2002  
Attorney Docket No.: 82001-0310US  
CJC/DDN:dm





**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PLEASE STAMP AND RETURN TO SHOW RECEIPT OF:**

In re Application of: Robert L. PHILLIPS et al.  
Serial / Application No.: 09/859,674  
Filing Date: May 18, 2001  
For: DYNAMIC PRICING SYSTEM

Group Art Unit: 2161  
Examiner: Not Yet Assigned

1. Copy of Notice to File Missing Parts of Application
2. Response to Notice to File Missing Parts of Application
3. Combined Declaration and Power of Attorney for Patent Application
4. Check # 10143 for \$1,486.00 (Filing and Surcharge Fees)
5. *Copy of substitute specification*

Date: September 18, 2001  
Attorney Docket No.: 82001-0310US  
CJC/DDN:dm

